

### the Scandal.

told him to do so, and see Mr. Halliday and arrange  
 with him that the meeting should not take place at  
 Mr. Beecher said he had sent for him because he  
 thought the day before that there was to be a  
 meeting of the deacons that night, on the Monday  
 night; that he was very anxious that the meeting  
 should not take place, and that there was to be a  
 deacons' meeting that morning and that he could not do  
 anything about it, and he wanted me to go around  
 and see the deacons and change the meeting to  
 say that the meeting should be put off, or not  
 take place; I think that was about the substance;  
 the deacons of the church sometimes have a  
 meeting, and I think that there were about nine  
 deacons and six members of the examining com-  
 mittee; the only one I knew positively was Mr.  
 Halliday, the same as the pastor of the church; after  
 seeing Mr. Halliday I understood that there was  
 no meeting; I then went to Mr. Beecher and  
 interview with Mr. Beecher before I went to  
 Europe, on the 10th of May, 1873; it was about six  
 months after the interview with Mr. Halliday; I  
 was a member.  
 Mr. Evans then moved to strike out all the evi-  
 dence in the case of Mr. Beecher, and I was  
 with Mr. Beecher, quoting the case of Dudley vs.  
 Jones as authority.  
 The Judge said the motion.  
 CROSS-EXAMINATION OF BELT.  
 Belt, on the cross-examination of Shearman,  
 who is a very fair lawyer and often lets in evidence  
 on the other side so magnanimously that it ap-  
 pears he scarcely means it, got in an answer  
 which made Pryor unclasp his lips, and with eyes  
 starting satisfaction, he laughed into Fullerton's  
 face, Bush and Morris joining, and Mr. Beecher  
 also, flushed, worried look returned. While the  
 lawyer laughed Mr. Shearman, willing to give any num-  
 ber of points in the way of charity, uncovered  
 his mouth, and the witness and he fell to comparing  
 personal attitudes inside of Plymouth church. The  
 witness was very agreeable. The great deacons  
 of the church, and the robes, the secular profes-  
 sion, and appeared as plain, as the robes of the  
 deacons. He asked Mr. Belt to remember all  
 about himself. (Shearman), and seemed much wor-  
 ried at the perversion of the other's memory, and  
 appeared to have put in an unconscious claim for  
 Washington's little hatchet next Monday.  
 He did accomplish this, however, and it was the  
 subject of comment at the recess and through the  
 court. He showed that the fear and tradition  
 of the Plymouth congregation is based upon a  
 wholly false estimate of the honor and  
 conscientiousness of many of these worthy  
 men. The witness asked Mr. Beecher, "Did you  
 ever see a deacon, a member of the church, or  
 an associate, a sinner for Plymouth church, and  
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[illegible]

Q. Moving away from Mr. Beecher? A. From Beecher; yes, sir.

Q. What was the next direction? A. Toward the front door.

Q. Did you remain in the room, the parlor, any place? A. No, not long.

Q. Mr. Fullerton—believe that's all?

THE WITNESS GIVEN OVER TO EVARTS.

Mr. Everts indicated to the witness before he took the stand that he would "show his feelings" in the case. The whole *coterie* of lawyers and others on for the defence were in a great state of excitement while Richards spoke, Tracy, Porter, Harman and Everts close together, whispering. The witness seemed wholly alone, but he did not know pain. His look was imperturbable. His black or hazel eyes were not very wide open. He spoke without emotion, only the words being impassionate. His resemblance to Mrs. Tilton suggested a psychological parallel.

Mr. Everts—Were you subpoenaed here? A. Yes, sir.

Q. And when? A. (Looking at a paper when he took from his pocket) This is dated the 13th of November.

Q. When was that served upon you? A. On that I presume, sir.

Q. Is it your business, sir, now? A. I am a travelling agent.

Q. Where do you carry on that business? A. At 24 Broadway.

Q. Did you have the first speak of this occurrence, and to whom? A. I think I spoke of it first to my father.

Q. And when did you speak of it to any of the others to this case? A. I think day before yesterday.

Q. Now, sir, what did you say to Mr. Beecher? Mrs. Tilton when you went into that parlor? I greeted them, sir, as is my custom—shaking hands with Mr. Beecher, I think.

Q. Did you remain seated?

A. Had you seen your sister before upon that spring? A. No, sir.

Q. Did you go into the house in the usual way, without being announced, or introduced, by family at all? A. I used to have free range of house, sir, so far as that is concerned.

Q. Did you know that whether you came into house? A. Exactly as I said; I came in the usual way.

Q. When you went upstairs to your own room? A. Well, no room.

Q. Had you room? A. Probably the second or third floor.

Q. With what object? A. To see any one that I wanted to be seen.

Q. Was that the usual and ordinary place where you went to find your sister? A. Yes.

Q. Was it this room that had folding doors between it and the bedroom that you went expecting to find your sister? A. Yes.

Q. That was the ordinary place? A. It was the living room.

Q. Which of your family visitor would expect to find at sister? A. I presume so.

Q. About what time of day was this? A. I think about 11 o'clock.

Q. Had you any particular business there, or simply a call? A. It was simply a call.

Q. And immediately on finding your sister not at home, did you come out and find her? A. I don't know or I might have found some of the children there and talked with them a little; I don't remember.

Q. Did Mr. Beecher leave before you left the parlor? A. No, sir; I left before he did.

Q. Did you not say that you did not go out, or did he remain? A. My impression is that she returned; I think I did not leave the house at once; I think I went upstairs again.

Q. You left the parlor, leaving your sister there? Yes, sir.

Q. Then you went up stairs? A. I am not sure of that.

Q. Did you know anything about "probably" did or not? A. I cannot tell.

Q. Did you not say that you got somewhere in the house when you had some detention or objection of some kind? A. I replied I could not remember.

Q. How do you know but that you immediately left the house when you left the parlor? A. I may be done so.

Q. Your impression is to the contrary? A. No; I have no distinct impression; it is vague.

Q. Do you remember seeing your sister again on that day? A. No.

Q. Then, as I understand you, so far as you have knowledge, you returned from the room leaving Mr. Beecher in the room? A. Yes.

Q. Did you leave the house? A. I cannot remember.

Mr. Everts—That is all.

EVARTS DOES HIS T. S. BROTHER.

Mr. Everts began to question Mrs. Tilton's brother with some assumption and severity, but he dropped that manner and left Richards go.

EXHIBIT.

By Mr. Fullerton—I have been subpoenaed more than once in this case; I have been subpoenaed five times—the first time three weeks or a month ago. I don't remember that I did not come to the court; I spoke to my wife about this at the time I was subpoenaed and when it occurred, I did not come.

Q. Did you speak to any one else about it? A. I did, to my brother-in-law, Mr. Baker.

Q. Did you speak to any one else about it, during the progress of this trial? A. No.

Q. Did you say anything to Mr. Beecher in regard to this? A. No, sir; I don't remember that I told him anything about what I saw.

JEREMIAH P. ROBINSON UP.

After the withdrawal of Mr. Richards, who went to the office and hastily, passing through the lines of the Plymouth people, who appeared to be a deal of deal discomfited, it was a relief to see climb to the witness chair J. P. Robinson, a man of a countenance as open and bland as the previous hardness had been, like all of Mrs. Moros's family indeed, idiosyncratic, slow, interior-like.

Robinson is the uncle of Mrs. Moulton, and caught her up, and he suggests that lady to those who saw her, as being by a twinkling, yet substantial improvement. She was tall and thin, with a double chin, long upper lip, a dimpled nose, red ears, and a pale, high-colored nose. Robinson had a sweet, gentle voice and no perplexity.

Jeremiah P. Robinson, of the firm of Woodruff Robinson, was the next witness for the plaintiff, testified as follows in answer to Mr. Fullerton's questions:

Q. How did you become acquainted with Henry Radcliff Beecher? A. I think that I met him at Mr. Moulton's sick room.

Q. Do you recollect the season of the year? A. I do not, sir.

Q. Who else was there when you met him there? I don't remember that, sir.

Q. Did you meet him there more than once? A. No, sir.

Q. How frequently? A. Well, sir, I saw him once before I was acquainted with him; have seen him come in and go out.

Q. How frequently? A. Well, I should say a few times, until I happened to be at Mr. Moulton's.

Q. What was the condition of Mr. Moulton at the time you met him? A. He was so near death that I don't remember that I saw him.

Q. A. I saw Mr. Beecher there once when Mr. Moulton was sick.

Q. How frequently did you see him at the sick room of the Moulton was sick? A. Yes, sir; I think it was January, 1871.

Q. How frequently did you see Mr. Beecher during that time? A. I don't remember, sir; but I don't think I saw him many times.

Q. Had you seen him there prior to that sickness? A. No, sir.

Q. I don't know Mr. Beecher then very well; I saw him by sight.

Q. Mr. Moulton was, in the early part of 1871, with Mr. Beecher there? Yes, sir, after that sickness.

Q. And after he came from the South did you see him there? A. Mr. Beecher? Yes, I saw him many times.

Q. How frequently after the sickness did you see Mr. Beecher there? A. In July, 1871, I left the country and did not see him again.

Q. Did you remember whether I saw Mr. Beecher there? I don't remember.

Q. How frequently did you see him at the Moulton's sickness? I don't remember.

Q. In Mr. Moulton's sick room? A. No, sir; I did see him there during that time.

Q. In Mr. Moulton's sick room? A. I think I saw him there.

Q. Did you ever meet Mr. Moulton and Mr. Beecher in the street? A. Yes, sir.

Q. When was that? I think it was on last Sunday of July, 1871.

Q. Of 1874? A. Yes, sir.

Q. Where in the street did you meet them? A. They were walking on Montague terrace, where I saw them.

Q. Walking together or standing? A. They were walking together.

WITNESS CROSS-EXAMINATION.

The respect shown to a good, rich, potential witness was seen all over the court and in both rooms. Mr. Everts proceeded to cross-examine Robinson, with Tracy—who entertains a force against Mr. Moulton, as they scraped each other, slightly during that memoranda cross-examination—at Everts' elbow, scowling that sardonic smile. Robinson had little more to tell, however, except that his firm was dissolved because their real estate lease had expired.

WILLIAM M. MARSTON BRASHER.

It is ten minutes past three a bearded, fat-faced, elderly man, a good liver and genial person, took the stand with a quiet good nature. His hair was a little gray. He was a slightly unwilling witness, not having anything of an intellect to resort to except, that, by proximity to the witness stand where he has lived since 1864, he was compelled to see Mr. Beecher go and come to the Tilton residence fifty times or so, and never but once did he see Mr. Tilton.

Q. Now, Mr. Beecher, on one occasion he saw Mr. Beecher at such an unreasonable hour of the morning that it made an indelible impression on the witness; yet he endeavored, despite all Fullerton's pertinacity, to avoid guessing the hour; finally he said that he was in the habit of going fishing at all hours of the day and night, but though that on this occasion it was be-

seven at eight o'clock: it was in the  
of the year Mr. Beecher lived three-  
of a mile from the spot. The witness  
a yacht, and in hardly acquainted with Mr.  
as he. He made his impression on the  
and audience, and left a feeling behind him  
he had not very vigorously worked upon his  
story. Mr. Evans extracted from him the fact  
he was not a voluntary witness, and was de-  
posed from his business engagements in Wash-  
ington. He walked off with his hat, glad to be rid  
of the court room.

Mr. Evans:—Mr. Brasher's family name?

William M. Marston Brasher was called to the  
witness seat.

Mr. Fullerton:—Mr. Brasher, where do you re-  
side, this city?

Do you know the parties to this action? A. Sir.

Has your name been known by Mr. Beecher? A.  
since I came to this city.

Were you on speaking terms with Mr.  
Beecher? A. I have not been on speaking terms  
with him, but I was introduced to him once.  
Where were you in the habit of meeting him?  
I met him in the streets several times.

Are you acquainted with Mr. Tilton? A.  
No, sir.

Do you remember Mr. Tilton's living in Oxford  
street, at No. 1? I don't remember his resi-  
dence in Oxford street.

Did you ever see Mr. Henry Ward Beecher  
of Tilton's house in Livingston street? A. I  
did not see him there.

Did you ever see Mr. Beecher outside of Mr.  
Tilton's house on Livingston street? A. Yes, sir, I  
saw him several times on the stoop of  
Livingston street house.

How frequently have you seen Mr. Beecher  
outside of Mr. Tilton's house? A. I remember how often;  
I have seen him several times entering the house  
coming out.

State the number of times you have seen him  
entering the house, and coming out of the house;  
cannot recollect the number of times.

About how early an hour in the morning was  
he in the habit of coming out of the house?  
I never recollected but once.

Did you ever see him coming out of the house  
at an impression on your mind, and that was  
as being a very early hour for a gentleman  
to be out?

What time in the morning was it that you  
saw him when thus coming out of the house?  
A. It was about breakfast time; I don't ex-  
actly remember the day; it was in the fall; I can't  
remember.

Was it before or after breakfast that you saw  
him on the stoop? A. I can't say positively whether  
before or after breakfast.

Cannot you tell where he was going on  
occasion? A. I was going fishing for a  
time.

Then you were going to your yacht? A. Yes,  
going fishing when I got on my yacht.

What time did you start in the morning to  
go to your yacht? A. I don't remember the  
day and night; started out sometimes as early as  
o'clock in the morning.

Fall of 1870, Mr. Brasher, tell the jury,  
can you say at what hour in the morning  
you saw Mr. Beecher going into Mr. Tilton's  
house? A. It was about breakfast time, as near  
as I can remember, he was coming out of the  
house brightly, and dazzled me as I went along.  
How early do you take your breakfast? A.  
Early in the morning, about six o'clock.

Did you ever see him coming out of the house  
in the morning, in fact, I am not sure  
that I had my breakfast that morning before  
going home, or whether I took my breakfast on  
my yacht; I don't recollect what time I saw him  
come out.

What hour of the day was it that you saw  
him most frequently going in or out of the house?  
can't say.

Did you ever see anything particular in his  
manner when you saw him there? A. No, sir.

Did you ever see him coming out of the house  
at any hour in the morning did you know that  
Tilton was at home or not? A. I did not, at  
any time.

Did you have no means of knowing that? A. No,  
no.

Now-examined by Mr. Evans:—

Mr. Brasher, how many times have you at-  
tended the trial of this case? A. I have been  
at trial for three or four days; I have been  
much annoyed about this matter, sir?

How many times have you been there? A. I  
have been there many years was it that the  
case has been before the jury? A. I have been  
there many years, I have been going to and coming  
out of the house; how long a period did those  
cases continue? A. I don't remember the  
cases; all the time that I lived there.

And in that period you saw him three, four  
or five times? A. Yes.

I think you have been unable to define the  
of the fact you allude to? A. Yes, sir; I am  
unable to define the fact; I may have been any  
time between 1860 and 1870; I cannot fix the time  
more than that; I was introduced to Mr.  
Beecher about fifteen years ago.

Do you know whether Tilton was in town  
at that time? A. I do not; I don't know whether  
he was in town or not.

Do you know whether she was in town  
at that time? A. I don't know whether Mr. Beecher  
came from Washington and called to see Mr. Tilton.

Mr. Evans said, "That is all," and the witness  
was sworn.

Judge Nelson at this point said he would like to  
ask the counsel, in the case of the jury, whether it  
of the jurors, whether it would not be as well  
to sit on Monday next, Washington's Birth-  
day.

Mr. Evans asked, "Is not the 22d of February  
a holiday?"

The judge said it seemed to him to be as  
commercial paper, but the Court has nothing  
to do as to that. They would determine the ques-  
tion to-morrow as to whether they would sit or  
not.

Mr. Beach arose and said they would now bring  
the question in regard to the motion to strike  
out the testimony of the witness, and the reason in re-  
sponse to what his wife told him, and the reason in re-  
sponse to her as having been before the Plymouth  
church in this city.

The Court thought that the part taken of that  
version between husband and wife might be  
taken out.

Mr. Beach said they did not want it stricken  
out.

On the contrary, they desired to get in the  
force of the interview as well as that portion  
of it. Having a part they were entitled to the  
whole of it.

The judge interrupted the counsel, handing him  
up of the legislative enactment in reference to  
the removal of the clerk of the City Court, the  
clerk of the City Court shall be closed on  
22d of February.

The judge then supposed that if the  
clerk's office was legally closed on that day the  
case could also be closed.

Mr. Evans—Yes, Your Honor, that makes it a  
motion.

Mr. Beach then resumed his argument with  
reference to the point under discussion, and read  
a printed report of the testimony.

The witness and answer objected to when it was  
in was this—"I want you to state under what  
circumstances you saw Mr. Beecher in the city."  
Answer—When Mrs. Tilton came home and pre-  
pared to go to church in relation to my letter to Dr.  
on, &c.

Mr. Evans and Mr. Beach had a lengthy debate  
on the question as to the construction put on  
the response of the witness, and the Court finally  
settled it by saying that it should stand as it is.

The Court then adjourned until the Court  
meeting ten minutes after four o'clock, until the Court  
took this morning.

At the close of this day of brief witnesses and  
of facts Mrs. Tilton and her two friends went  
to Court perfectly quiet, all gazing at them  
few speaking. The effect of any damaging  
statement to be made next morning in Mrs. Field's  
court-room, and Mrs. Tilton's Court, did not show  
the serious emotions, as grief, as well as the  
emotions of gladness and merriment. The  
scent scattered, wonderingly.

Frank Moulton was in a chamber outside talking  
with her. He looks thin and pale since his  
father's death.

His wife is expected to testify to-day, and will  
be accompanied to Court by her father-  
in-law; also, it may be, by her husband. Her tes-  
timony is expected to be the really great gun  
of the plaintiff. But it is now expected  
Tilton will also call Mrs. Stanton, Miss An-  
ny and others. The days are heavy now with  
port.

FATAL STABBING CASE.

VICTIM DECLINES TO MAKE ANY EXPLANATION  
OF HOW HIS INJURIES OCCURRED.

A Tuesday last Charles Fitzgerald, an Irish  
reaper, thirty-five years of age, who said he lived  
to 9 Mulberry street, applied for admission to  
Hospital while suffering from pneumonia,  
but, said nothing about having been in-  
jured, and was admitted to the hospital.

On examination of the patient, found that he had re-  
ceived a stab wound of the left breast, the steel  
penetrating between the pectoral cavity. Fitzgerald  
said that he knew the man who stabbed him about  
a week or two before, but failed to state where, by  
name, or under what circumstances the wound  
was inflicted.

On making an autopsy on the body, which will de-  
termine the cause of death. Coroner  
Decker, of the Sixth precinct, was notified of the occur-  
rence, and will endeavor to dispel the mystery  
which at present surrounds the matter.

THE BALLOT FOR YONKERS.

In response to a circular which had been very  
freely circulated, a mass meeting was held last  
night at Radford Hall, Yonkers, for the purpose  
of expressing public expression in favor of the passage  
of the bill now before the State Legislature to  
provide for the election of the members of the  
Legislature by the Common Council of the  
several city officers—Receivers of Taxes, Treasurer,  
Commissioners of the Land Office, and Street  
Commissioners. The meeting was well attended,  
the greatest enthusiasm prevailing.